

## **12.02.01: SPECIFIC ACTS, CONDITIONS, AND/OR THINGS DEEMED TO BE NUISANCES**

The following specific acts, conditions, and things are each declared a public nuisance, however, this enumeration shall not be deemed to be exclusive:

- A. Depositing, maintaining, or permitting to be maintained or to accumulate upon any public or private property any garbage, refuse, or waste which is likely to cause or transmit disease or which is a hazard to health;
- B. Depositing, maintaining, or permitting to be maintained or to accumulate upon any public or private property any rubbish. This provision shall not include building materials for sale used on pending construction;
- C. Depositing, maintaining, or permitting to be maintained or to accumulate upon any public or private property any waste material. This provision shall not include materials, which are not man-made and are used to fill a site for the purpose of construction or land leveling;
- D. Depositing, maintaining, or permitting to be maintained or to accumulate upon any public or private property any abandoned, discarded, or unused furniture, refrigerators, washing machines, dryers, stoves, sinks, toilets, cabinets, or household furnishings/fixtures, and/or storing said items in such a manner as to be visible to the public from adjoining property, public alleys or streets;
- E. Depositing, maintaining, or permitting to be maintained or to accumulate upon any public or private property any vehicle or vehicles that is/are abandoned, wrecked, dismantled or inoperative including any vehicle with flat tires, missing wheels, et cetera;
- F. Depositing, maintaining, or permitting to be maintained or to accumulate upon any public or private property any automobile or automobiles which is/are non-licensed automobiles or because of body damage, or operating apparatus, including tires and wheels, is/are in such a condition to render the start, legal operation, or use of said automobile or automobiles impossible;

Any vehicle, which is left for repair at a regularly operated repair garage, is exempt from this Section

- G. Any trailer, recreational vehicle, or implement which is left standing on a public right-of-way for a period of one hundred twenty (120) hours or longer;
- H. Depositing, maintaining, or permitting to be maintained or to accumulate upon any public or private property any trees and/or bushes that interfere with the health, safety, or enjoyment of another;

- I. Damaged buildings;
- J. Dilapidated buildings;
- K. Impure water;
- L. Undressed hides, which for any reason are kept longer than twenty-four (24) hours;

Hides which are kept at a place where they are to be manufactured into items such as gloves, coats, and et cetera and are stored inside an approved structure, which complies with all health regulations for such manufacturing, shall be exempt from this Section;

- M. The accumulation of manure;

Manure accumulated to be properly used as a fertilizer shall be exempt from this Section;

- N. Rodents;

- O. Stagnant water;

- P. Any dead animal remaining on any public or private ground for a period of more than twenty-four (24) hours;

- Q. Depositing, placing, letting fall, or throwing materials into a pond, pool or waterway as to pollute said water;

- R. Erecting or maintaining any privy or cesspool unless approved by the City Council and the South Dakota Department of Environment and Natural Resources;

- S. Ignition of any bonfire or campfire on public or private property;

Campfires which are placed in approved fire rings and are in conjunction with a year-round state licensed campground shall be exempt from this Section;

Approved campgrounds shall receive approval from the Fire Chief in writing prior to burning;

- T. Parking or allowing a livestock truck, trailer or any other vehicle, which gives off an offensive odor or contains an offensive substance or other filth on any public or private grounds;

- U. Causing or allowing any offensive, foul odors or stenchs that are dangerous or offensive to the neighborhood to be emitted from public or private property;
- V. Causing or allowing pieces of paper, newsprint, excelsior, handbills, posters, building paper, advertisements, or other materials to be carried about by the winds;
- W. Slaughter houses;
- X. Depositing, placing, throwing or letting fall any item into the Deadman Creek Channelization Project, including, but not limited to, leaves, garbage, ashes, grass clippings, and tree branches;
- Y. Entering the Deadman Creek Channelization Project without prior permission from the Public Works Director;
- Z. Leaving or allowing to remain outside of any dwelling, building or other structure or within any unoccupied or abandoned building, dwelling or other structure under his/her control in a place accessible to children, any non-operating ice box, refrigerator or other container without first removing said door or lid for said ice box, refrigerator or container; or
- AA. Depositing or placing any offal, filth, filthy waters, human or animal waste, obnoxious liquid substances, including: petroleum products such as oil, gasoline, and et cetera on any private lot or public grounds.